

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ JAN 10 2012 ★

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

LOUIS EPPOLITO,

Petitioner,

– against –

UNITED STATES OF AMERICA,

Respondent.

STEPHEN CARACAPPA,

Petitioner,

– against –

UNITED STATES OF AMERICA,

Respondent.

**SCHEDULING ORDER**

11-CV-5123

11-CV-4921

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**JACK B. WEINSTEIN, Senior United States District Judge:**

As noted on the attached letter from counsel for petitioner Caracappa, the cases shall be consolidated and the proposed briefing schedule is approved. Reply briefs on behalf of either or both of the petitioners, if needed, shall be filed by May 14, 2012.

The hearing scheduled for January 19, 2012, in *Eppolito v. United States*, No. 11-CV-5123, is cancelled. A non-evidentiary hearing will be held on the consolidated cases on June 4, 2012. The government will make preparations to ensure that Mr. Eppolito and Mr. Caracappa are capable of participating in the hearing by telephone. Preparations for the hearing may be made by contacting Courtroom Deputy June Lowe at (718) 613-2525.

*The hearing is adjourned to  
8/9/12 at 10:00 a.m.*

SO ORDERED.

  
Jack B. Weinstein  
Senior United States District Judge

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★ MAY 18 2012 ★

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*Dated: 5/16/12*